

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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	:	19cv4171 (DLC)
NELSON RODRIGUEZ,	:	
	:	
Petitioner,	:	<u>ORDER</u>
-v-	:	
	:	
MICHAEL CAPRA,	:	
Respondent.	:	
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On January 30, 2023, the parties were ordered to show cause why certain documents should not be made public on ECF. On February 6, the respondent filed a letter consenting to certain documents being made public on ECF and requesting that other documents be redacted. The petitioner filed a letter taking no position on the matter. It is hereby

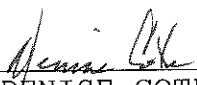
ORDERED that by **February 13, 2023**, the petitioner shall refile the following documents with the name of the child victim in the underlying sex offense redacted:

- First Memorandum of Law in Support of Petition for Writ of Habeas Corpus
- Petitioner's Objection to the Report and Recommendation

IT IS FURTHER ORDERED that by **February 13, 2023**, the respondent shall file a declaration with the following documents attached as exhibits and with the name of the child victim in the underlying sex offense redacted, if necessary:

- The New York State Supreme Court Decision and Order on the defendant's C.P.L. § 440.10 Motion dated December 1, 2016
- The Appellate Division's Opinion dated March 29, 2018
- The defendant's C.P.L. § 440.10 Motion dated June 10, 2013
- The respondent's Memorandum of Law in Opposition to Petition for a Writ of Habeas Corpus

Dated: New York, New York
February 7, 2023



DENISE COTE
United States District Judge